

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

ANDRE ROYAL,

Plaintiff,

v.

NATIONAL FOOTBALL LEAGUE
MANAGEMENT COUNCIL *et al.*,

Defendants.

Case No. 19-cv-5164
Judge Alison J. Nathan

**DECLARATION OF STACEY R. EISENSTEIN IN SUPPORT OF DEFENDANT
NATIONAL FOOTBALL LEAGUE MANAGEMENT COUNCIL'S
MOTION FOR ATTORNEYS' FEES**

I, Stacey R. Eisenstein, hereby declare, pursuant to 28 U.S.C. § 1746, under penalty of perjury, as follows:

1. I am a partner with the law firm Akin Gump Strauss Hauer & Feld LLP (“Akin Gump”), counsel for Defendant National Football League Management Counsel (“NFLMC”) in the above-captioned matter. I am admitted *pro hac vice* to practice before this Court.

2. This declaration is submitted in support of the Memorandum of Law in Support of Defendant NFLMC’s Motion for Attorneys’ Fees under ERISA § 502(g)(1), 29 U.S.C. § 1132(g)(1).

3. Attached hereto as Exhibit A is a true and correct copy of the Amended Complaint, filed with this Court on August 26, 2019.

4. Attached hereto as Exhibit B is a true and correct copy of the Complaint in *Hudson v. Nat’l Football Mgmt. Council, et al.*, 18-cv-4483 (S.D.N.Y.) filed on May 21, 2018.

5. Attached hereto as Exhibit C is a true and correct copy of Magistrate Judge Robert W. Lehrburger's Report & Recommendation filed on September 5, 2019 in *Hudson v. Nat'l Football Mgmt. Council, et al.*, 18-cv-4483 (S.D.N.Y.).

6. Attached hereto as Exhibit E is a true and correct copy of District Judge Gregory H. Woods's Order adopting Judge Lehrburger's Report & Recommendation filed in *Hudson v. Nat'l Football Mgmt. Council, et al.*, 18-cv-4483 (S.D.N.Y.).

7. Attached hereto as Exhibit F is a true and correct copy of the NFLMC's Memorandum of Law in Support of Its Motion to Dismiss the Amended Complaint, filed with this Court on October 3, 2019.

8. Attached hereto as Exhibit G is a true and correct copy of the NFLMC's Memorandum of Law in Support of Its Motion to Dismiss the Complaint in *Hudson v. Nat'l Football Mgmt. Council, et al.*, 18-cv-4483 (S.D.N.Y.) filed on August 31, 2018.

9. Attached hereto as Exhibit H is a true and correct copy of Plaintiff's Notice of Voluntary Dismissal as so ordered by this Court on November 1, 2019.

10. Attached hereto as Exhibit I is a true and correct copy of Akin Gump's invoice of work performed for the NFLMC in connection with this action in June 2019. This exhibit has been redacted to remove privileged content.

11. Attached hereto as Exhibit J is a true and correct copy of Akin Gump's invoice of work performed for the NFLMC in connection with this action in August 2019. This exhibit has been redacted to remove privileged content.

12. Attached hereto as Exhibit K is a true and correct copy of Akin Gump's invoice of work performed for the NFLMC in connection with this action in September 2019. This exhibit has been redacted to remove privileged content.

13. Attached hereto as Exhibit L is a true and correct copy of Akin Gump's invoice of work performed for the NFLMC in connection with this action in October 2019. This exhibit has been redacted to remove privileged content.

Dated: November 14, 2019
Washington, DC



STACEY R. EISENSTEIN